

10/03/01  
1054 U.S. PTO

10-04-01

A

Patitioner's Docket No. 1737.26

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box Patent Application  
Assistant Commissioner for Patents  
Washington, D.C. 20231

11002 U.S. PTO  
09/970395  
10/03/01

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Hideki Nishikawa

For (title): MUSIC DATA DISTRIBUTION MAIL MAGAZINE ISSUING SYSTEM

1. Type of Application

This transmittal is for an original (nonprovisional) application.

CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) AND 1.10\*

(When using Express Mail, the Express Mail label number is **mandatory**;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☐ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

37 C.F.R. Section 1.8(a)

37 C.F.R. Section 1.10\*

☐ with sufficient postage as first class mail.

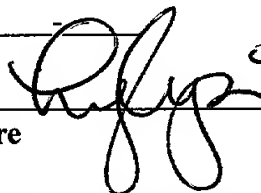
☒ as "Express Mail Post Office to Address"  
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(mandatory)

TRANSMISSION

☐ transmitted by facsimile to the Patent and Trademark Office (703)

Date: October 3, 2001

Signature



Marigelle Malapira

(type or print name of person certifying)

**\*WARNING:** Each paper or fee filed by "Express Mail" **must** have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. Section 1.10(b).  
"Since the filing of correspondence under [Section] 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

(New Application Transmittal—page 1 of 4)

The PTO does not require the following  
listed item(s) No Abstract

**2. Papers Enclosed**

A. Required for filing date under 37 C.F.R. 1.53(b) (Regular) or 37 C.F.R. 1.153 (Design) Application

20 Page(s) of Specification

2 Page(s) of Claims

8 Sheet(s) of Drawing(s)--Formal

B. Other Papers Enclosed

3 Page(s) of declaration and power of attorney

1 Page(s) of abstract

**3. Declaration or Oath**

Enclosed

Executed by:

\* inventor.

**4. Inventorship Statement**

The inventorship for all the claims in this application is the same.

**5. Language**

English

**6. Certified Copy**

Certified copies of applications:

<u>Country</u>	<u>Application Number</u>	<u>Filed</u>
JAPAN	2000-311132	10/11/2000
JAPAN	2001-238940	08/07/2001

from which priority is claimed are attached.

7. **Fee Calculation (37 C.F.R. Section 1.16)**

Regular Application

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 CFR 1.16(a) \$740.00
Total Claims (37 CFR 1.16(c))	5	- 20 =	0 x	\$18.00	\$0.00
Independent Claims (37 CFR 1.16(b))	1	- 3 =	0 x	\$80.00	\$0.00
Multiple Dependent Claim(s), if any (37 CFR 1.16(d))			+	\$280.00	\$280.00
Filing Fee Calculation					\$1020.00

8. **Small Entity Statement(s)**

Statement that this is a filing by a small entity under 37 C.F.R. Sections 1.9 and 1.27 is attached.

Filing Fee Calculation (50% of above) \$510.00

9. **Fee Payment Being Made at This Time**

Enclosed

Filing Fee \$510.00

**Total Fees Enclosed** \$510.00

**10. Method of Payment of Fees**

Charge Account No. 13-1992 in the amount of \$510.00.  
A duplicate of this transmittal is attached.

**11. Authorization to Charge Additional Fees**

The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. 13-1992.

37 C.F.R. Section 1.16(a), (f) or (g) (filing fees)

37 C.F.R. Section 1.16(b), (c) or (d) (presentation of extra claims)

37 C.F.R. Section 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)

37 C.F.R. Section 1.17(a)(1)-(5) (extension fees pursuant to SECTION 1.136(a))

37 C.F.R. Section 1.17 (application processing fees)

**12. Instructions as to Overpayment**

Credit Account No. 13-1992.

Date: 10/3/01

  
Signature of Practitioner

Reg. No.: 40,693  
Tel. No.: 727-538-3800  
Customer No.: 24040

Dennis G. LaPointe  
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In re application of: Nishikawa, Hideki

Application No.:                      Group No.:  
Filed:                                      Examiner:  
For: MUSIC DATA DISTRIBUTION MAIL MAGAZINE ISSUING SYSTEM

Assistant Commissioner for Patents  
Washington, D.C. 20231

EXPRESS MAIL CERTIFICATE

"Express Mail" label number EL 889286670 US  
Date of Deposit 10/03/2001

I hereby state that the following *attached* paper or fee

New Application Transmittal;  
Specifications;  
Claims;  
Abstract;  
Drawings;  
Combined Declaration and Power of Attorney;  
True copy of Japanese Patent Application No. 2000-311132;  
True copy of Japanese Patent Application No. 2001-238940;  
Express Mail Certificate; and  
Post Card

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. section 1.10, on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Marigelle Malapira

Signature of person mailing paper or fee